

Message Text

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64

ACTION NEA-10

INFO OCT-01 ISO-00 L-03 AID-05 IGA-02 MMO-01 PER-01 ABF-01

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R 201202Z OCT 76

FM AMEMBASSY TEHRAN

TO SECSTATE WASHDC 9651

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E.O. 11652: NA

TAGS: EAID, SWEL, IR

SUBJ: CIVIL EMERGENCY PREPAREDNESS--ADVISORY ASSISTANCE

REF: STATE 257743

1. EMBASSY HAS NO PROBLEM WITH DRAFT CIVIL EMERGENCY PREPAREDNESS ADVISORY ASSISTANCE PROGRAM MEMORANDUM OF UNDERSTANDING WITH THE EXCEPTION OF ARTICLE VI. AS DEPARTMENT WILL RECALL, IN RECENT ANALOGOUS CASE OF AGREEMENT BETWEEN EPA AND DEI (TEHRAN 10316) WE INDICATED WE DID NOT BELIEVE IT WOULD BE WISE FOR THE AGREEMENT TO CONTAIN LANGUAGE WHICH PROVIDED FOR UNITED STATES PERSONNEL IN IRAN BEING PRESENTED AS MEMBERS OF THE TECHNICAL AND ADMINISTRATIVE STAFF OF THE U.S. EMBASSY. CONSISTENCY REQUIRES THAT WE MAKE THE SAME OBSERVATION WITH RESPECT TO THE PROPOSED MEMORANDUM OF UNDERSTANDING IN QUESTION.

2. WE RECOGNIZE, HOWEVER, THAT GOI ITSELF IS NOT ENTIRELY CONSISTENT IN THE MAAG AND TAFT PERSONNEL IN IRAN WHO HAVE ESSENTIALLY THE SAME CONTRACTUAL RELATIONSHIP WITH THE GOI AS JOINT COMMISSION PERSONNEL ARE IN FACT CONSIDERED PART OF THE U.S. MISSION FOR PRIVILEGE AND IMMUNITIES PURPOSES. ACCORDINGLY, WE ARE UNCERTAIN WHETHER GOI WOULD CHOOSE TO REGARD CIVIL EMERGENCY PREPAREDNESS ADVISORS TO LIMITED OFFICIAL USE

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THE IRANIAN ARMY AS FALLING IN THE MAAG/TAFT CATEGORY OR

IN THE JOINT COMMISSION CATEGORY.

3. ON BALANCE, AND PARTICULARLY IN VIEW MF INTENTION THAT ADVISORS WILL BE IN IRAN FOR LESS THAN SIX MONTHS, BELIEVE MANY QUESTIONS THAT ARISE IN CASE OF PERMANENTLY ASSIGNED PERSONNEL WILL NOT ARISE, I.E., WORK PERMITS, IMPORTATION OF PERSONAL HOUSEHOLD EFFECTS, AUTOMOBILE REGISTRATION, ETC. THEREFORE, AS IN THE CASE OF THE DPA PROPOSAL, WE PREFER THAT THE QUESTION NOT BE RAISED IN THE TEXT OF THE MEMORANDUM OF UNDERSTANDING AND THAT WE SEEK NO MORE THAN IS PROVIDED FOR IN THE IRANIAN 1966 XMAW COVERING THE STATUS OF FOREIGN TECHNICAL ADVISORS IN IRAN.
HELMS

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